S.B. Criminal Misc. Bail Application No.3331/2006

Date : 07.08.2006

**HON'BLE MR.SATYA PRAKASH PATHAK, J.**

Mr. D.S. Udawat for the applicant.

Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that the applicant was not caught from the spot and only on the basis of statement of the co-accused, the present accused-applicant has been involved in this case. He submits that no investigation is to be made from the applicant is in jail and trial is likely to take long time, therefore, he may be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me and perused the material available on record.

Taking into consideration overall facts and circumstances of the case, I deem it just and proper to allow the bail application. Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Hanuman Ram son of Arjun Devasi shall be released on bail in FIR No.127/2006 P.S. Kapasan, District Chittorgarh, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

**(SATYA PRAKASH PATHAK), J.**

vijayant